

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Kiyotaka Shiba et al

Group Art Unit: tba

Serial No.: 10/566,535

Examiner: tba

Filed: January 30, 2006

For: PEPTIDES CAPABLE OF BINDING TO TITANIUM, SILVER, AND SILICONE
RESPONSE TO "NOTIFICATION OF MISSING REQUIREMENTS"

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the NOTIFICATION OF MISSING REQUIREMENTS dated February 27, 2006, Applicant(s) submit(s) herewith the following documents for appropriate action by the U.S. Patent and Trademark Office:

- ☒ Copy of Notification of Missing Requirements (2 pages)
- ☒ Executed Declaration (9 pages)
- ☒ Copy of Raw Sequence Listing Error Report (9 pages)
- ☒ computer disk with Sequence listing, paper copy of Sequence Listing (13 pages), and Statement Under 37 CFR 1.82 (1 page)
- ☒ Please charge any required fees to deposit account no. 13-4500, Order No. 4439-4039.

- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment to Deposit Account No. 13-4500, Order No. 4439-4039. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: April 27, 2006

By: Michael A. Willis
Michael A. Willis
Registration No. 53,913

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27 APR 2006

Docket No. 4439-4039

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Kiyotaka Shiba et al

Group Art Unit: tba

Serial No.: 10/566535

Examiner: tba

Filed: January 30, 2006 (herewith)

For: PEPTIDES CAPABLE OF BINDING TO TITANIUM, SILVER, AND SILICONE

EXPRESS MAIL CERTIFICATE

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Express Mail Label No.: EV 826869612 US
Date of Deposit: April 27, 2006

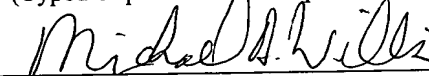
I hereby certify that the following attached paper(s) and/or fee

1. Copy of Notification of Missing Requirements (2 pages)
2. Executed Declaration (9 pages)
3. Copy of Raw Sequence Listing Error Report (9 pages)
4. Computer Disk With Sequence Listing, paper copy of Sequence Listing (13 pages) and Statement Under 37 CFR 1.82 (1 page).
5. Response to Notification of Missing Requirements (1 page +duplicate)
5. Return Receipt postcard

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Michael A. Willis

(Typed or printed name of person mailing papers(s) and/or fee)



(Signature of person mailing paper(s) and/or fee)

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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| U.S. APPLICATION NUMBER NO. 10/566,535 | FIRST NAMED APPLICANT Kiyotaka Shiba | ATTY. DOCKET NO. 44394039 |
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| INTERNATIONAL APPLICATION NO. PCT/JP04/11319 |
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| I.A. FILING DATE 07/30/2004 | PRIORITY DATE |
|--------------------------------|---------------|

Morgan & Finnegan
3 World Financial Center
New York, NY 10281-2101

CONFIRMATION NO. 3547

371 FORMALITIES LETTER



OC000000018132505

Case 44394039 Attv mau
r 4-2786 ex. dec. ja
Statutory 9-2786
Bv pm

Date Mailed: 02/27/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/30/2006
- Copy of the International Search Report filed on 01/30/2006
- Copy of IPE Report filed on 01/30/2006
- Preliminary Amendments filed on 01/30/2006
- Information Disclosure Statements filed on 01/30/2006
- Biochemical Sequence Diskette filed on 01/30/2006
- Biochemical Sequence Listing filed on 01/30/2006
- Request for Immediate Examination filed on 01/30/2006
- U.S. Basic National Fees filed on 01/30/2006
- Priority Documents filed on 01/30/2006
- Specification filed on 01/30/2006
- Claims filed on 01/30/2006
- Abstracts filed on 01/30/2006
- Drawings filed on 01/30/2006
- Paper nucleotide sequence listings filed on 01/30/2006

REVIEWED BY AUDIT DEPT.
DATE 2/14 BY [Signature]

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a

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substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patent Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patent Software Program Help @ ebc@uspto.gov

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/566,535 | PCT/JP04/11319 | 44394039 |